

DT06 Rec'd PCT/PTO 07 NOV 2002



Patent  
Attorney's Docket No. 012627-022

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of )  
Rolf M. FLUGEL et al )  
Serial No.: 09/868,502 )  
Filed: February 2, 2002 )  
For: Foamy Virus Vectors for Expressing )  
Foreign Genes in Mammals and the )  
Use Thereof )

Group Art Unit: 1653

Examiner: Not yet assigned

**ATTENTION: BOX SEQUENCE**

TRANSMITTAL LETTER

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In complete response to the Notification of Defective Response dated October 7, 2002, enclosed please find:

- [X] A copy of the "Sequence Listing" in computer readable form in compliance with 37 C.F.R. §§1.823(b) and 1.824.
- [X] A statement that the content of the paper and computer readable copies are the same as set forth in 37 C.F.R. §1.821(f).

The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment to Deposit Account No. 02-4800. A duplicate copy of this paper is enclosed.

Respectfully submitted,

P.O. Box 1404  
Alexandria, VA 22313-1404  
(703) 836-6620

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: November 7, 2002

By Teresa Stanek Rea  
Registration No. 30,427



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Filed: February 2, 2002	)	<b>ATTENTION: BOX SEQUENCE</b>
	)	
For: Foamy Virus Vectors for	)	
Expressing Foreign Genes in	)	
Mammals and the Use Thereof	)	

**REPLY**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Notification of Defective Response dated October 7, 2002,  
please amend the above-identified application as follows:

**IN THE SPECIFICATION:**

In compliance with 37 C.F.R. §1.823(a), please insert the attached paper copy  
of the "Sequence Listing" after the last page of the above-identified application.

Serial No.: 09/868,502

REMARKS

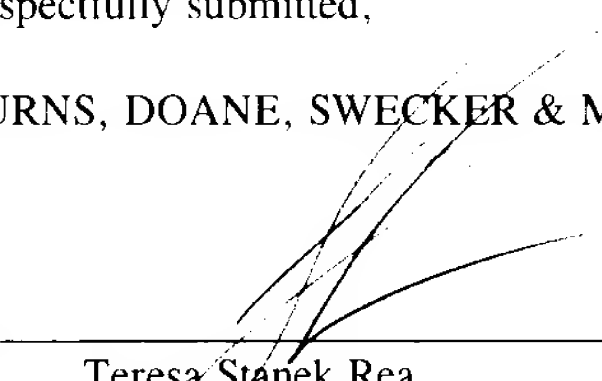
The paper copy of the Sequence Listing for the subject application, is by this amendment, added after the last page of the application.

Favorable consideration on the merits is respectfully requested.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By

  
Teresa Stanek Rea  
Registration No. 30,427

P.O. Box 1404  
Alexandria, Virginia 22313-1404  
(703) 836-6620

Date: November 7, 2002



UNITED STATES PATENT AND TRADEMARK OFFICE


 Commissioner for Patents, Box 101  
 United States Patent and Trademark Office  
 Washington, D.C. 20231  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/868,502	Rolf M. Flugel	012627-022

INTERNATIONAL APPLICATION NO.

PCT/DE99/04052

I.A. FILING DATE

12/17/1999

PRIORITY DATE

12/17/1998

21839

 BURNS DOANE SWECKER & MATHIS L L P  
 POST OFFICE BOX 1404  
 ALEXANDRIA, VA 22313-1404

CONFIRMATION NO. 1264

371 FORMALITIES LETTER



\*OC000000008910545\*

Date Mailed: 10/07/2002

## NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fee
- Priority Document
- Biochemical Sequence Listing
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination
- Small Entity Statement

*Huber + Schuster*  
*TSR*
*Nov 10/11/02*  
*P*
*10/10 CC*  
*Defective Res. Due 11/7/02*

Applicant's response filed 06/18/2001 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 07/19/2001 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

The following items **MUST** be furnished within the period set forth below:

- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the

requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):

- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).
- APPLICANT MUST PROVIDE:
  - An initial or substitute computer readable form (CRF) of the "Sequence Listing."
  - A statement that the contents of the paper or compact disc and the computer readable form are the same and, where applicable, include no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b) or 1.825(d).

• For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DEBORAH D WILLIAMS

Telephone: (703) 305-3744

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/868,502	PCT/DE99/04052	012627-022